

## IN THE MICHIGAN COURT OF APPEALS

### ORDER

Re: **Gass-Becker Insurance Agency v Robin A Copeland**  
Docket No. **279649**  
L.C. No. **06-037147-CZ**

William C. Whitbeck, Chief Judge, acting under MCR 7.203(F)(1) and 7.216(A)(10),  
orders:

The claim of appeal filed on July 30, 2007, is DISMISSED because it was not filed within 21 days of the January 29, 2007 MCR 7.202(6)(a)(i) final orders as required by MCR 7.204(A)(1)(a). Those orders were the first orders that disposed of the claims of the parties. The trial court lacked the authority to enter any order that would extend the time period to file the claim of appeal. See MCR 7.208(C). Furthermore, the language "This order resolves the last pending claims and closes the case" is not a jurisdictional requirement to file a claim of appeal in the Court of Appeals. That language is to assist the trial court in its case management. The fact that one of January 29, 2007 orders, the two orders being prepared by different attorneys, erroneously stated that it did not dispose of the last claim also does not extend the time period to file the claim of appeal. See *Bowles v Russell*, 127 S Ct 2360 (2007). Any appeal must be by application for leave to appeal under MCR 7.205.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

OCT 18 2007

Date

*Sandra Schultz Mengel*

Chief Clerk